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| APPLICATION NO. | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO. | CONFIRMATION NO. |
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| 10/570,941 | 03/08/2006 | Andrew Timothy Patten | 35010/151US | 8986 |

32827 7590 07/18/2008
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| EXAMINER |
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RAEVIS, ROBERT R

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| ART UNIT | PAPER NUMBER |
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| MAIL DATE | DELIVERY MODE |
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PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.



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| APPLICATION NO./ CONTROL NO. | FILING DATE | FIRST NAMED INVENTOR / PATENT IN REEXAMINATION | ATTORNEY DOCKET NO. |
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| 10570941 | 3/8/2006 | PATTEN ET AL. | 35010/151US |

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EXAMINER

Robert R. . Raevis

| ART UNIT | PAPER |
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| 2856 | 20080716 |

DATE MAILED:

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Commissioner for Patents

The amendment filed on 5/2/08 is not fully responsive to the prior Office action because the amended/new claims are patentably distinct from the originally filed claims. Consider that the originally filed claims were directed to a method/program to validate the calibration factor for a *Coriolis flowmeter*, classified in Class 73, subclass 116+. The amended and new claims are no longer directed to calibrating a flowmeter, and are somehow directed to validating the calibration factor for a *material* flow. As all the limitations of the amended and new claims are not in the originally filed claims, and as the amended and new claims may be used to calibrate any possible parameter (temperature, viscosity, density, composition, etc, etc, etc) related to a flowing material, classifiable in Class 73, subclass 866, the two sets of claims (original versus amended/new) are patentably distinct.

Applicant is encouraged to submit claims that are related to the originally filed claims.

Since the submission appears to be a *bona fide* attempt to provide a complete reply to the prior Office action, applicant is given a shortened statutory period of ONE MONTH or THIRTY DAYS from the mailing date of this letter, whichever is longer, to submit a complete reply. This shortened statutory period supersedes the time period set in the prior Office action. This time period may be extended pursuant to 37 CFR 1.136(a).

Application/Control Number: 10/570,941
Art Unit: 2856

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/Robert R. Raevis/

Primary Examiner, Art Unit 2856